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**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

GREGORY A. STRASBURG, Individually and as  
 Trustee of the GREGORY A. STRASBURG  
 REVOCABLE TRUST dated 4/28/2003

Plaintiff,

vs.

*M/Y JUST A NOTION*, Official Number 1089525,  
 her engines, tackle, furniture and appurtenances, *in*  
*rem*; PETER BLAIR, *in personam*; JIM  
 SINGLETON, *in personam*; and THE YACHT  
 CLUB, LLC., a Nevada Corporation,

Defendants.

CASE NO.:07 CV 1121BTM

DEFENDANTS' NOTICE OF  
 MOTION AND MOTION TO  
 DISMISS THE SECOND, THIRD,  
 FOURTH AND FIFTH CAUSES OF  
 ACTION FOR FAILURE TO STATE  
 A CLAIM UPON WHICH RELIEF  
 CAN BE GRANTED (FRCP 12(b)(6)),  
 or, in the alternative, MOTION FOR A  
 MORE DEFINITE STATEMENT

Date: March 28, 2008

Time: 10:30

Judge: Hon. Janis L. Sammartino

Dept: Courtroom 6

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that on March 28, 2008 at 10:30 a.m., or as soon thereafter as the  
 matter may be heard in the above-entitled court, located at 800 Front Street, San Diego, CA  
 92101, Defendants PETER BLAIR, JIM SINGLETON, and THE YACHT CLUB, LLC. will  
 move this Court to dismiss the Second, Third, Fourth and Fifth Causes of Action pursuant to  
 FRCP 12(b)(6) because Plaintiffs' causes of action for fraud fail to meet the particularity  
 requirements for pleading under FRCP 9(b).

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NOTICE OF MOTION AND MOTION TO DISMISS

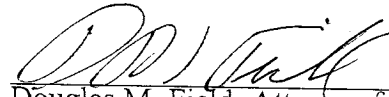
08CV0021JLSBLM

THE SECOND, THIRD, FOURTH AND FIFTH CAUSES OF ACTION

1 This motion will be based on this Notice of Motion and Motion, the Memorandum of  
2 Points and Authorities filed herewith, and the pleadings and papers filed herein.

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4 DATED: January 31, 2008

McDONNELL & ASSOCIATES, P.C.

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7 Douglas M. Field, Attorney for Defendants  
8 PETER BLAIR, JIM SINGLETON, and  
9 THE YACHT CLUB, LLC  
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